

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DOUGLAS PERDICK,	:	CIVIL ACTION
Plaintiff,	:	
	:	
v.	:	
	:	
CITY OF ALLENTOWN,	:	
Defendant.	:	No. 12-6302

ORDER

AND NOW, on February 26, 2014, it is ORDERED, upon consideration of the briefs related to each of the motions and for the reasons stated in the accompanying memorandum, that:

1. Defendant City of Allentown's Motion for Summary Judgment (docs. 24, 26, 27, 30) is GRANTED, in part, and DENIED, in part;
2. Allentown's Motions in Limine to Preclude Evidence and Testimony Regarding Alleged Statements Made by Chief Roger J. MacLean (doc. 28) and to Preclude Plaintiff Douglas Perdick from Claiming He is a Qualified Individual Based on Judicial Estoppel (docs. 29, 31) are DENIED as moot;
3. The parties shall submit briefs, not to exceed five pages in length, regarding the merits of Perdick's Fourteenth Amendment procedural due process claim pursuant to 42 U.S.C. § 1983 within 14 day of this Order;
4. All case scheduling deadlines and dates, including the trial, are continued.

BY THE COURT:

/s/ Timothy R. Rice
TIMOTHY R. RICE
U.S. MAGISTRATE JUDGE